



State of Utah

GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

Department of
Environmental Quality

Alan Matheson
Executive Director

DIVISION OF WASTE MANAGEMENT
AND RADIATION CONTROL
Rusty Lundberg
Acting Director

February 22, 2019

Subject: RCRA Exemption for Safe Management of Recalled Automotive Air Bags
Interim Measures Prior to State Adoption

As Acting Director of the Utah Division of Waste Management and Radiation Control I am invoking enforcement discretion to regulate generators and transporters according to the proposed rule revisions of R315-260 through 262 regarding the safe management of recalled airbags. With this discretion, I anticipate this will facilitate a more expedited removal, shipment, and proper management of the defective Takata airbags.

The public comment package for the Rule changes was submitted to the Waste Management and Radiation Control Board and discussed during the February 14, 2019 Control Board meeting. The proposed Rule changes will be published on March 1, 2019 in the *Utah State Bulletin*. The public comment period will begin on March 1, 2019 and end April 1, 2019.

If you have any questions, please call Deborah Ng or Tom Ball at (801) 536-0200.

Sincerely,

A handwritten signature in blue ink that reads "Rusty Lundberg".

Rusty Lundberg, Acting Director
Division of Waste Management and Radiation Control

RL/DSN/km

c: Annette Maxwell, EPA ENF Region 8